

Docket No. BC45203
Serial No. 09/646,624

DT13 Rec'd PCT/PTO 14 MAY 2003

**CERTIFICATE OF MAILING**

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE WITH SUFFICIENT POSTAGE IN AN ENVELOPE AS "EXPRESS MAIL POST OFFICE TO ADDRESSEE" MAILING LABEL NUMBER EV134776105US ADDRESSED TO: ATTN: **CHARITTA A. BURT**, COMMISSIONER FOR PATENTS, PO BOX 1450, ALEXANDRIA, VA 22313-1450, ON MAY 14, 2003

Teresa O. Bittenbender
TERESA O. BITTENBENDER, REG. NO. 47,425

ATTORNEY FOR APPLICANT

May 14, 2003
DATE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Bruck, et al.	:	International Application No.: PCT/EP99/01894
Filing Date: November 27, 2000	:	I.A. Filing Date: 03/17/1999
Serial No.: 09/646624	:	Priority Dates: 03/20/1998
For: Human CASB12 Polypeptide		

Attn: **Charitta A. Burt**
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE

Sir:

This is in reply to the communication mailed 25 April 2003 from the Patent Office, entitled "Notification of Defective Response." A copy of the Notice is enclosed.

The Notification stated that the computer readable diskette containing the sequence listing for the above referenced application was damaged, and a new diskette was required.

Submitted herewith is an duplicate copy of the Sequence Listing in computer readable form in accordance with the requirements of 37 CFR §§ 1.821-1.825. Applicants also submit a paper copy of the Sequence Listing on the enclosed diskette.

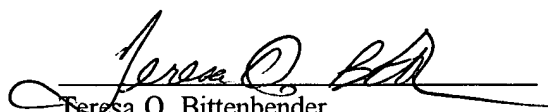
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Applicant hereby states that the enclosed CRF diskette submitted herewith is identical to the paper copy of the "Sequence Listing" contained in the copy of International Publication No. WO 99/49055 which was previously submitted for filing with the US Patent Office and contains no new matter.

FEE DEFICIENCY

- ☒ If an extension of time is deemed required for consideration of this paper, please consider this paper to comprise a petition for such an extension of time. The Commissioner is hereby authorized to charge the fee for any such extension to Deposit Account No. 50-0258.
- and/or**
- ☒ If any additional fee is required for consideration of this paper or this application, please charge Account No. 50-0258.

Respectfully submitted,


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May 14, 2003

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MAY 01 2003

Commissioner for Patents, Box PCT
 United States Patent and Trademark Office
 Washington, D.C. 20231
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/646,624	Claudine Elvire Marie Bruck	BC45203

INTERNATIONAL APPLICATION NO.

PCT/EP99/01894

I.A. FILING DATE	PRIORITY DATE
03/17/1999	03/20/1998

Dechert
 4000 Bell Atlantic Tower
 1717 Arch Street
 Philadelphia, PA 19103-2793

CONFIRMATION NO. 2480

371 FORMALITIES LETTER



OC000000009896158

Date Mailed: 04/25/2003

Reply due 5/25/03

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- Priority Document
- Copy of the International Application filed on 09/20/2000
- Copy of the International Search Report filed on 09/20/2000
- Copy of IPE Report filed on 09/20/2000
- Preliminary Amendments filed on 09/20/2000
- Biochemical Sequence Diskette filed on 08/20/2002
- Oath or Declaration filed on 09/20/2000
- Biochemical Sequence Listing filed on 09/20/2000
- Request for Immediate Examination filed on 09/20/2000
- Copy of references cited in ISR filed on 09/20/2000
- U.S. Basic National Fees filed on 09/20/2000
- Priority Documents filed on 08/20/2002

Applicant's response filed 08/20/2002 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 12/14/2001 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

Applicant is required to complete the response within a time limit of **ONE MONTH** from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

The following items **MUST** be furnished within the period set forth below:

- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with

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the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason(s):

- The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A substitute computer readable form must be submitted as required by 37 CFR 1.825(d).
- **APPLICANT MUST PROVIDE:**
 - An initial or substitute computer readable form (CRF) of the "Sequence Listing."
- For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:
 - For Rules Interpretation, call (703) 308-4216
 - To Purchase PatentIn Software, call (703) 306-2600
 - For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

CHARITTA A BURT

Telephone: (703) 305-3734

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/646,624	PCT/EP99/01894	BC45203